

IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF OKLAHOMA

OCT 22 2010

CECIL R. LAWRENCE,

Petitioner,

v.

MIKE MULLIN, Warden,

Respondent.

WILLIAM J. GUTHRIE  
Clerk, U.S. District Court  
By \_\_\_\_\_ Deputy Clerk


No. CIV 09-349-RAW-KEW

**ORDER AND OPINION**  
**DENYING CERTIFICATE OF APPEALABILITY**

Petitioner has filed a notice of intent to appeal the court's order entered September 21, 2010, dismissing petitioner's petition for a writ of habeas corpus as time barred. After a careful review of the record, the court concludes petitioner has not shown "at least, that jurists of reason would find it debatable whether the petition states a valid claim of the denial of a constitutional right and that jurists of reason would find it debatable whether [this] court was correct in its procedural ruling." *Slack v. McDaniel*, 529 U.S. 473, 484 (2000). See also 28 U.S.C. § 2253(c).

Accordingly, petitioner is denied a certificate of appealability.

IT IS SO ORDERED this 22<sup>nd</sup> day of October 2010.

  
RONALD A. WHITE  
UNITED STATES DISTRICT JUDGE